

<b>Interview Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/346,069	KEYT ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Claire M. Kaufman	1646	

All participants (applicant, applicant's representative, PTO personnel):

(1) Claire M. Kaufman. (3) \_\_\_\_\_.

(2) Eric DeMaster. (4) \_\_\_\_\_.

Date of Interview: 28 April 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: \_\_\_\_\_.

Identification of prior art discussed: \_\_\_\_\_.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The Notice of Non-Compliant Amendment mailed 8/11/03 was sent in error since the compliance with the revised amendment practice was voluntary when the amendment filed 7/23/03 was submitted. As a result, the amendment will be entered and prosecution resumed. Copies of the Notice and Response are attached.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
Examiner's signature, if required



Direct Contact

# Merchant & Gould

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A Professional Corporation

RECEIVED  
AUG 25 2003  
TECH CENTER 1600/2126000

United States Department of Commerce  
PATENT AND TRADEMARK OFFICE  
Assistant Secretary and  
Commissioner of Patents and Trademarks  
Washington, DC 20231

RE: Application 09/346,069

Dear Sir/Madam:

The enclosed document was received in our office on August 14, 03. We believe we have received this document in error.

If you have any questions or concerns regarding this matter, please feel free to contact our office at the number above.

Sincerely,

MERCHANT & GOULD  
Prosecution Docket Department

Enclosure

COPY

Minneapolis/St. Paul  
Denver  
Seattle  
Atlanta  
Washington, DC



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/346,069	07/01/1999	BRUCE A. KEYT	A-762326-2/R	1979

7590 08/11/2003  
DENISE KETTELBERGER  
P.O. BOX 2903  
MINNEAPOLIS, MN 55402-0903



EXAMINER

KAUFMAN, CLAIRE M

ART UNIT PAPER NUMBER

1646

DATE MAILED: 08/11/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED  
AUG 25 2003  
TECH CENTER 1600/2900

COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

Attachment to Interview Summary  
UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

Paper No.

Notice of Non-Compliant Amendment (Voluntary Revised Practice)

The amendment filed 7/23/03 under the voluntary revised amendment practice guidelines<sup>1</sup>, published in the Official Gazette on February 25, 2003 (*Amendments in a Revised Format Now Permitted*, 1267 Off. Gazette 106), does not fully comply with minimal requirements of the voluntary practice. In order for the amendment to be entered, it must either (1) comply with the guidelines of the voluntary revised amendment practice (which practice invokes waivers of certain 37 CFR 1.121(a)-(d) requirements) or (2) comply with current 37 CFR 1.121 requirements.

THE FOLLOWING ITEM(S) IN APPLICANT'S AMENDMENT CAUSES THE AMENDMENT TO BE NON-COMPLIANT WITH THE VOLUNTARY REVISED AMENDMENT PRACTICE.

- ☒ 1. A complete listing of all of the claims is not present in the amendment paper.
- ☐ 2. The listing of claims does not include the text of all claims currently under examination.
- ☐ 3. The claims of this amendment paper have not been presented in ascending numerical order.
- ☐ 4. Each claim has not been provided with a status identifier, and, as such, the individual status of each claim cannot be determined.
- ☒ 5. Other: Claims - 1-15 not mentioned

LIE: Check one of the following boxes:

- ☐ **PRELIMINARY AMENDMENT:** Applicant is given ONE MONTH from the mail date of this letter to re-submit the amendment in compliance with either the guidelines of the revised amendment practice or current 37 CFR 1.121. Failure to comply with either the current 37 CFR 1.121 practice or with the voluntary practice will result in non-entry of the amendment and examination on the merits will commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.
- ☒ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be a *bona fide* response, applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit an amendment which complies with either the voluntary practice guidelines or current 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

[ Signed by Team Leader ]

Team Leader  
Blaine G. Hamnell

<sup>1</sup> For further explanation of the guidelines of the revised amendment format, please see the posted notice and sample amendment format at:  
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf> and  
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/formatrevamdtpac.pdf>

March 26, 2003

COPY